

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, March 22, 2016**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, March 22, 2016 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Richard R. Searle, Chairman; Ann English, Member
Absent: Patrick G. Call, Vice-Chairman
Staff: James E. Vlahovich, County Administrator; Edward T. Gilligan, Deputy County
Present: Administrator; Arlethe G. Rios, Clerk of the Board; Elda Orduno, Civil Deputy County
Attorney

Chairman Searle called the meeting to order at 10:12 a.m.

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of March 8, 2016.
2. Approve a proclamation to proclaim April 5, 2016 as "National Service Day" in Cochise County.
3. Approve a proclamation to proclaim April 2016 as National County Government Month - "Safe and Secure Counties" in support of counties taking pride in our responsibility to protect and enhance the health, well-being and safety of our residents in efficient and cost-effective ways.
4. Approve a letter to Senator Griffin, Representative Gowan, and Representative Stevens asking for support of the mission of the Eastern Arizona Counties Organization (ECO).

Community Development

5. Adopt Resolution 16-10 to amend the Context Sensitive Road portion of the Road Design and Construction Standards and Specifications, as described therein.

6. Approve the award of Invitation for Bids No. IFB 16-02-HFP-04 for emulsified asphalt for the Community Development Department, Highway and Floodplain Division to Western Emulsions, Inc. in the not to exceed amount of \$2,000,000 for the period of April 1, 2016 through March 31, 2017 with the option to extend the contract up to four additional years in one year increments.

County Attorney

7. Approve the proposed tax appeal settlement in Chambers/Wakeman v. Cochise County, ST2015-000588, now pending in the Arizona Tax Court, a division of the Superior Court of Arizona in Maricopa County.
8. Approve the proposed tax appeal settlement in Milosevich v. Cochise County, ST2015-000032, now pending in the Arizona Tax Court, a division of the Superior Court of Arizona in Maricopa County.

County Sheriff

9. Accept a donation in the amount of \$130,287.65 from the Howard G. Buffet Foundation for the purchase of two 2016 Chevrolet Tahoes for the Sheriff's Assist Team and one 2016 Chevrolet Tahoe for the Sheriff's Search and Rescue Unit.

Court Administration

10. Approve reappointments of Justice Court Precinct Five Pro Tempore, Leslie Sansone and county-wide Justices of the Peace Pro Tempore Gerald F. Till, Paul Julien, C.J. Garan, Pamela Housh, William Lakosil, David Howe and Ron Zack for emergency or temporary coverage, both pursuant to ARS 22-121; and approve authorization to call upon an appropriately-appointed Justice of the Peace Pro Tempore from another county in extenuating circumstances pursuant to ARS 22-122 for the period beginning July 1, 2016 to and including June 30, 2017.

Finance

11. Approve demands and budget amendments for operating transfers. Warrants Nos. 96843-96866, 96877-97019, 97030-97046 were issued in the amount of 483,976.71.

Pursuant to A.R.S. §11-217(C), the published minutes shall include all demands and warrants approved by the Board in excess of one thousand dollars except that multiple demands and warrants from a single supplier or individual under one thousand dollars whose cumulative total exceeds one thousand dollars in a single reporting period shall also be published. The voided warrants are listed below:

| <u>Fund</u> | <u>Vendor</u> | <u>Amount</u> |
|-------------|-----------------------------------|---------------|
| 549 | Integrity Security Solution, Inc. | 250.00 |

Issued warrants are listed as an attachment at the end of the minutes.

Health & Social Services

12. Approve the Inter-Agency Subcontract Agreement 16-28-HEA-03 between Cochise Health & Social Services (CHSS) and Child and Family Resources, Inc. (CFR), for the Maternal Infant and Childhood Home Visiting Program (MIECHV), for the period 4/1/2016 - 9/30/2016 in the not to exceed amount of \$7,850.
13. Approve an award from First Things First in the amount of \$2,000 to Cochise Health & Social Services on behalf of the Cochise Strong Families Home Visiting Collaboration (CSFC) to buy books for CSFC "March Into Books" events.

Human Resources

14. Approve the appointments of Eugene Sanders, Jennifer Ryan, Ludwig Kuttner, and Ana Urquijo to the Cochise County Merit Commission for four year terms from March 22, 2016 to March 22, 2020.

Supervisor English moved to approve items 1-14 on the consent agenda. Chairman Searle seconded the motion and it carried unanimously.

Supervisor English noted that two proclamations were approved celebrating National Service Day and National County Government Month and said she hoped that these celebrations would encourage citizens to volunteer and employees to promote county services.

PUBLIC HEARINGS

Board of Supervisors

15. Approve a new liquor license application for a Series #10 (Beer & Wine) liquor license submitted by Mr. Randy Nations for Sunmart 605, located at 2521 W Business I-10 in San Simon, AZ 85632.

Ms. Arlethe Rios, Clerk of the Board, presented this item. Ms. Rios said the Sheriff's Office did not have a recommendation and the Planning and Zoning Department had recommended approval. The Environmental Health Division noted that they have no concerns with the issuance of the liquor license; the Treasurer's Office noted that all property taxes are current. The applicant has paid the \$100 processing fee and the Board staff recommended approval.

Chairman Searle opened the public hearing.

No one chose to speak and Chairman Searle closed the public hearing.

Supervisor English moved to approve a new liquor license application for a Series #10 (Beer & Wine) liquor license submitted by Mr. Randy Nations for Sunmart 605, located at 2521 W Business I-10 in San Simon, AZ 85632. Chairman Searle seconded the motion.

Chairman Searle called for the vote and it was approved 2-0-1 (Call absent).

16. Adopt Resolution 16-09 granting an Electric Services franchise to Arizona Power Electric Cooperative, Inc.

Ms. Elda Orduno, Deputy Civil County Attorney, presented this item. Ms. Orduno gave the background, said there had been no formal complaints, the franchise had been published as required by statute, and staff recommended approval.

Chairman Searle opened the public hearing.

Mr. Charles Alves, representative of Arizona Electric Power Cooperative (AEP CO), gave some background, apache station, merged back together.

No one else chose to speak and Chairman Searle closed the public hearing.

Supervisor English moved to adopt Resolution 16-09 granting an Electric Services franchise to Arizona Power Electric Cooperative, Inc. Chairman Searle seconded the motion.

Chairman Searle called for the vote and it was approved 2-0-1 (Call absent).

ACTION

Chairman Searle removed item 17 from the agenda.

Board of Supervisors

17. Approve an additional funding of \$30,000 to support wolf and jaguar litigation and efforts to research the Mexican Gray Wolf.

Chairman Searle removed this item from the agenda.

Community Development

18. Approve an Intergovernmental Agreement with the City of Tombstone regarding maintenance of Charleston Road and Monument Road effective March 22, 2016 through March 22, 2021.

Ms. Karen Riggs, Highway and Floodplain Director, presented this item using a PowerPoint presentation. Ms. Riggs gave the background and said that with this agreement the City of Tombstone would maintain a portion of Monument Road and in exchange the County would maintain a portion of Charleston Road. She noted that the agreement would be in effect for five years and reviewed at the end of that period.

Chairman Searle noted that the Board encouraged staff to form partnerships with local entities to better serve County citizens.

Supervisor English moved to approve an Intergovernmental Agreement with the City of Tombstone regarding maintenance of Charleston Road and Monument Road effective March 22, 2016 through March 22, 2021. Chairman Searle seconded the motion.

Chairman Searle called for the vote and it was approved 2-0-1 (Call absent).

19. Approve Grant Agreement P16006, authorizing the department to receive funds from Arizona Game and Fish Heritage Grant to acquire Geronimo Trail across Arizona State Trust Land (ASLD).

Ms. Karen Riggs, Highway & Floodplain Director, presented this item using a PowerPoint presentation. Ms. Riggs said in February Arizona Game & Fish awarded this year's public access Heritage Grant in the amount of \$50,000 to Cochise County's Geronimo Trail project, which includes: obtaining archeological/environmental reports, road centerline surveys and other engineering reports as well as paying ASLD's appraised value. She added that the grant would be used to initiate an application through ASLD, obtain reports as necessary and acquire rights with remaining funds and noted that the only staff time allocated to this project would be in-house surveys to prepare legal descriptions for the road centerline.

Supervisor English moved to approve Grant Agreement P16006, authorizing the department to receive funds from Arizona Game and Fish Heritage Grant to acquire Geronimo Trail across Arizona State Trust Land. Chairman Searle seconded the motion.

Chairman Searle called for vote and it was approved 2-0-1 (Call absent).

STATE & FEDERAL LEGISLATION

20. Discussion and possible action regarding state and federal legislative matters, including but not limited to the items in the attached County Supervisors Association Legislative Policy Committee Agenda and the proposed State budget.

Chairman Searle noted that the proposals submitted by the County were moving forward in the process.

Supervisor English thanked staff for their quick responses to questions regarding the legislative proposals.

CALL TO THE PUBLIC

Chairman Searle opened the call to the public.

Jack Cook addressed the Board on matters of personal concern.

No one else chose to speak and Chairman Searle closed the call to the public.

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda.

REPORT BY JAMES E. VLAHOVICH COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Vlahovich deferred his report.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Vice-Chairman Call was absent.

Report by District 2 Supervisor, Ann English

Supervisor English congratulated Mr. Ed Gilligan, Deputy County Administrator, for his recent completion of a Masters of Science in Management/Executive Leadership.

Report by District 3 Supervisor, Richard Searle

Chairman Searle deferred his report.

Chairman Searle adjourned the meeting at 10:40 a.m.

APPROVED:

Richard R. Searle, Chairman

ATTEST:

Arlethe G. Rios, Clerk of the Board